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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

8 UNITED STATES OF AMERICA

9 Plaintiff,

10 v.

11 ERIC MYSZKE-FRANCIS,

12 Defendant.

Case No. MJ11-354

DETENTION ORDER

13 Offense charged:

14 Possession of Child Pornography.

15 Date of Detention Hearing: August 9, 2011.

16 The Court, having conducted a detention hearing pursuant to Title 18 U.S.C. § 3142(f),
17 and based upon the factual findings and statement of reasons for detention hereafter set forth,
18 finds that no condition or combination of conditions which the defendant can meet will
19 reasonably assure the appearance of the defendant as required and the safety of any other person
20 and the community.

21 **FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION**

22 Defendant is charged with participating in a large conspiracy to distribute and possess
23 child pornography in the Western District of Louisiana and possession of child pornography in

1 this district. He is more than a passive participant and allegedly uploaded for distribution a large
2 amount of child pornography. The severity of the offense, defendant's active participation and
3 the lengthy sentence he faces all support a finding that he has failed to overcome the presumption
4 that he be detained.

5 It is therefore **ORDERED**:

6 (1) Defendant shall be detained pending trial and committed to the custody of the
7 Attorney General for confinement in a correctional facility separate, to the extent practicable,
8 from persons awaiting or serving sentences, or being held in custody pending appeal;

9 (2) Defendant shall be afforded reasonable opportunity for private consultation with
10 counsel;

11 (3) On order of a court of the United States or on request of an attorney for the
12 Government, the person in charge of the correctional facility in which Defendant is confined
13 shall deliver the defendant to a United States Marshal for the purpose of an appearance in
14 connection with a court proceeding; and

15 (4) The clerk shall direct copies of this order to counsel for the United States, to
16 counsel for the defendant, to the United States Marshal, and to the United States Pretrial Services
17 Officer.

18 DATED this 9th day of August, 2011.

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21 BRIAN A. TSUCHIDA
22 United States Magistrate Judge
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